

REMARKS

Claims 1-3, 6-11, 16, 17, 19, 21-33, 36-51 and 53-56 were pending.

Claims 2, 6, 7, 32, 33 and 36-49 were previously withdrawn from consideration.

Claims 1, 3, 8-11, 16, 17, 19-31, 50, 51 and 53-56 have been canceled without prejudice.

New claims 57-63 have herein been added. Support for these new claims can be found throughout the disclosure of the application, *e.g.*, in the Specification as filed, paragraphs [0036]-[0048] and [0053]-[0059], Figures 1-25 as filed and claims 1-2 as filed. Therefore, no new matter has been added.

I. Supplemental Information Disclosure Statement

Applicants submit currently herewith a Supplemental Information Disclosure Statement (IDS), which includes a visual aid prepared by Applicants and which was previously shown to the Examiner in the interview of February 9, 2009. This visual aid is made up of three sheets: the first depicts shingles previously known in the art (the “Timberline” product) wherein the pattern on the shingles is random and does not repeat); the second depicts other shingles previously known in the art (the “Designer” shingle pattern) wherein each shingle has an identical design; and the third depicts a course of shingles in accordance with certain embodiments of the present invention.

While Applicants believe this document was already sufficiently part of the record, and the Examiner acknowledged that it has been reviewed and considered, it is nonetheless being submitted herewith in a Supplemental IDS for completion of the record, since the Interview Summary regarding the February 9, 2010 interview did not specifically mention the document.

II. Replacement Drawings 1-25

Applicants have herewith submitted replacement drawings, as depicted in Replacement Sheets 1-25. These Replacement Sheets are submitted to correct an error in numbering of the Figures (specifically, the final Figure has been corrected to read as “Figure 25” rather than “Figure 24.”) No new matter has been introduced into the present application with this amendment.

III. Rejection of Claims 1, 3, 8-11, 16, 17, 19, 21-31, 50 and 51 Under 35 U.S.C. § 103(a)

Claims 1, 3, 8-11, 16, 17, 19, 21-31, 50 and 51 have been rejected under 35 U.S.C. § 103(a) based on U.S. Patent No. 6,105,329 to Bondoc et al. (“Bondoc”) in view of U.S. Patent No. 6,305,138 to Stahl et al. (“Stahl”) and U.S. Patent No. 6,421,976 to Elliott et al. (“Elliott”).

In view of the present cancellation of these claims, Applicants respectfully submit that these claim rejections are now moot, and request that they be withdrawn. Additionally, Applicants believe that pending new claims 57-63 are patentable over Bondoc in view of Stahl and Elliott based on 35 U.S.C. § 103(a).

IV. Rejection of Claim 53 Under 35 U.S.C. § 103(a)

Claim 53 has been rejected under 35 U.S.C. § 103(a) as being unpatentable over Bondoc in view of U.S. Design Patent No. D375,563 to Hannah (“Hannah”).

In view of the present cancellation of this claim, Applicants respectfully submit that this claim rejection is now moot, and request that it be withdrawn. Additionally, Applicants believe that pending new claims 57-63 are patentable over Bondoc in view of Hannah under 35 U.S.C. § 103(a).

V. Rejection of Claims 54-56 Under 35 U.S.C. § 103(a)

Claims 54-56 have been rejected under 35 U.S.C. § 103(a) as being unpatentable over Bondoc in view of Stahl and Hannah. Applicants respectfully traverse.

In view of the present cancellation of these claims, Applicants respectfully submit that these claim rejections are now moot, and request that they be withdrawn. Additionally, Applicants believe that pending new claims 57-63 are patentable over Bondoc in view of Stahl and Hannah based on 35 U.S.C. § 103(a).

VI. Conclusion

In view of the above amendments and remarks, Applicants respectfully submit that the claims are now in condition for allowance, early notice of which is earnestly solicited. Should any outstanding issues remain, the Examiner is hereby invited to contact Applicants' undersigned attorneys at the telephone number below.

The Director is hereby authorized to charge any necessary fees that are associated with this filing, or credit any overpayment, to Deposit Account No. 03-1250, Reference No. FDN-2797, Customer No. 43,309.

Respectfully submitted,

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